IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO.261 OF 2003
IN
SECOND APPEAL NO. 695 OF 1989

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

CORAM : ABHAY S.OKA, J.

DATED : 4th February, 2005.

P.C.:

1. Leave to amend the cause title of the Application. Amendment to be carried out within a priod of four weeks.

2. Perused the Application. In view of the averments made in the Application the same deserves to be allowed. Accordingly Application is allowed in terms of prayer clause (a). It is made clear that the deposit of the monthly rent by the Applicant in the trial Court will be without prejudice to the rights and contentions of both the parties. As and when the amount is deposited by the Applicant, the Respondent will be permitted to withdraw the said amount subject to the final result of the Second Appeal.

3. Civil Application stands disposed in the above terms.

4. Parties and the concenred Court to act on the authenticated copy of the order.

Judge.